

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	8:22CR59
)	
vs.)	
)	
HOLLY M. FLEMING,)	ORDER
)	
Defendant.)	
)	

This matter is before the court on defendant, Holly M. Fleming's, Unopposed Motion to Continue Trial [77]. The court has been advised that the co-defendant does not object to the continuance. Counsel needs additional time to resolve this matter short of trial. The undersigned magistrate judge finds good cause for the requested continuance.

Accordingly:

IT IS ORDERED that the Unopposed Motion to Continue Trial [77] is granted, as follows:

1. The jury trial, **for both defendants**, now set for February 21, 2023, is continued to **April 25, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and April 25, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

DATED: February 8, 2023

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge